

SEP 14 '10 -1 23 PM

SURFACE TRANSPORTATION BOARD

FIRST UNION RAIL

One O'Hare Centre
6250 River Road, Suite 5000
Rosemont, IL 60018-4214

VIA UPS 2nd DAY AIR

September 10, 2010

Chief, Section of Administration
Office of Proceedings
Surface Transportation Board
395 E Street, S.W., Suite 100
Washington, DC 20423-0001
Re: Documents for Rail Recordation

Re: Memorandum of Lease Agreement

Dear Section Chief:

Enclosed for recordation pursuant to the provisions of 49 U.S.C. Section 11301(a) are two (2) originals and one (1) copy of a Memorandum of Lease Agreement dated August 30, 2010, a secondary document as defined in the Board's Rules for the Recordation of Documents. The enclosed document relates to the Lease Agreement which was duly filed with the Surface Transportation Board under primary Recordation Number 25797.

The names and addresses of the parties to the enclosed document are:

Lessor: First Union Rail Corporation
One O'Hare Centre
6250 N River Road, Suite 5000
Rosemont, IL 60018

Lessee: Heritage Plastics, Inc.
1002 Hunt Street
Picayune, MS 39466


A description of the railroad equipment covered by the enclosed document is for twelve (12) 5250 cubic foot capacity, plastic pellet cars having NDYX marks (see Exhibit A for car numbers).

A short summary of the document to appear in the index follows: **Memorandum of Lease**

Also enclosed is a check in the amount of \$41.00 payable to the order of the Surface Transportation Board covering the required recordation fee. Kindly return one (1) stamped original of the enclosed document to the undersigned along with the additional copies.

If you have any questions regarding the above-referenced matter, please contact me at (847) 384-5397. Thank you for your cooperation in this matter.

Sincerely,



Marcia Dunne
Senior Documentation Specialist

Enclosures

(HEPL005)

ASSGN. NO.: HEPL005

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MEMORANDUM OF LEASE

SURFACE TRANSPORTATION BOARD th

THIS MEMORANDUM OF LEASE (the "Memorandum") is made and entered into as of this the 30 day of August, 2010, by and between First Union Rail Corporation ("Lessor"), a North Carolina corporation, and Heritage Plastics, Inc. ("Lessee"), a Mississippi corporation.

WITNESSETH:

The undersigned Lessor and Lessee have entered into that certain Lease Agreement (the "Lease"), dated as of June 16, 2005, whereby Lessor has agreed to lease to Lessee certain railcars pursuant to Rider No. 5 to the Lease (the "Rider"), as described in more particular on Exhibit A attached hereto, effective as of March 31, 2010, and subject to the terms, conditions and provisions of the above-mentioned Lease and Rider.

IN WITNESS WHEREOF, the parties hereto have each caused this Memorandum to be duly executed under seal by their respective officers duly authorized as of the date and year first above written.

LESSOR:

FIRST UNION RAIL CORPORATION

ATTEST:

By: Richard F. Seymour

Name: RICHARD F. SEYMOUR
VICE PRESIDENT SALES & MARKETING

By: Susan Grokowsky
Name: SUSAN GROKOWSKY
Title: ASSISTANT DIRECTOR OF DOCUMENTATION

Executed on this 30th day of August, 2010.

[CORPORATE SEAL]

STATE OF ILLINOIS
COUNTY OF COOK

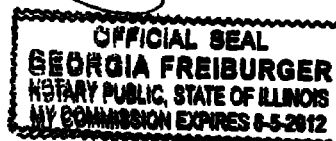
I, GEORGIA FREIBURGER, a Notary Public of the County and State aforesaid, certify that RICHARD F. SEYMOUR personally appeared before me this day and acknowledged his/her due execution of the foregoing Memorandum of Lease.

WITNESS my hand and official stamp or seal, this 30th day of August, 2010.

My Commission Expires:

6-2012
(Notary Public)

Georgia Freiburger
Notary Public



LESSEE:

HERITAGE PLASTICS, INC.

ATTEST:

By: Shane L. Nicholson

Name: Shane L. Nicholson

By: _____

Title: Director of Procurement

Name: _____

Title: _____

Executed on this 19th day of August, 2018.

[CORPORATE SEAL]

STATE OF Mississippi

COUNTY OF Pearl River

I, Karen Hall, a Notary Public of the County and State aforesaid, certify that Shane Nicholson personally appeared before me this day and acknowledged his/her due execution of the foregoing Memorandum of Lease.

WITNESS my hand and official stamp or seal, this 19th day of August, 2018.

Karen Hall
Notary Public

Commission Expires:

January 28, 2013
(Notary Public)



EXHIBIT A
to
MEMORANDUM OF LEASE

NUMBER OF CARS: Twelve (12)

DESCRIPTION OF CARS: 5250 cubic foot capacity, lined, 263 GRL plastic pellet cars with pneumatic gates.

CAR NUMBERS:

NDYX 879105
NDYX 879112
NDYX 879144
NDYX 879145
NDYX 879152
NDYX 879166
NDYX 879169
NDYX 879179
NDYX 879180
NDYX 879184
NDYX 879190
NDYX 879193